

#### **PATENT**

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## In re Application of:

Moss et al.

Serial No.: 10/706,308

Filed: November 11, 2003

For: COMBINATION LADDER, LADDER

COMPONENTS AND METHODS OF

MANUFACTURING SAME

**Confirmation No.:** 5758

Examiner: Unknown

Group Art Unit: 3634

Attorney Docket No.: 3052-5550.1US

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

August 9, 2004

Date

Deb Hendricks

Name (Type/Print)

#### INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In compliance with the duty to disclose information material to patentability pursuant to 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO/SB/08 be considered by the Examiner and made of record. Copies of the listed documents are enclosed pursuant to 37 C.F.R. § 1.98(a).

In accordance with 37 C.F.R. § 1.97(g) and (h), filing of this Information Disclosure Statement is not to be construed as a representation that a search has been made or an admission that the information cited herein is, or is considered to be, material to patentability as defined in

37 C.F.R. § 1.56(b). Further, no representation is made by Applicants herein that no other possible material information as defined in 37 C.F.R. § 1.56 (b) exists.

# U.S. Patent Documents

U.S. Patent No.	Publication Date	<u>Patentee</u>
D 248,777	08/01/1978	Spencer et al.
D 309,502	07/24/1990	Wing et al.
RE 30,020	06/05/1979	Spencer et al.
2,144,440	01/17/1939	Gaffers
2,186,119	01/09/1940	Moen
3,692,143	09/19/1972	Kummerlin et al.
4,182,431	01/08/1980	Wing
4,210,224	07/01/1980	Kummerlin et al.
4,371,055	02/01/1983	Ashton et al.
4,376,470	03/15/1983	Ashton
4,407,045	10/04/1983	Boothe
4,566,150	01/28/1986	Boothe
4,697,305	10/06/1987	Boothe
4,974,701	12/04/1990	Parise
5,002,153	03/26/1991	Yuen
5,279,387	01/18/1994	Swinderski et al.
5,359,812	11/01/1994	Mayfield
5,366,051	11/22/1994	Bartnicki et al.
5,419,084	05/30/1995	Sankey et al.
5,515,942	05/14/1996	Woodfield
5,954,157	09/21/1999	Grimes et al.
5,966,777	10/19/1999	Jantschek
6,141,909	11/07/2000	Hanson

## Serial No. 10/706,308

6,220,389 B1	04/24/2001	Krause
6,269,909 B1	08/07/2001	Grimes et al.
6,298,605 B1	10/09/2001	Delefosse et al.
2003/0188923 A1 (5496US)	10/09/2003	Moss

## Foreign Patent Documents

Document No.	Publication Date	<u>Patentee</u>
EP 0 324 885 A1	07/26/1989	Yuen, Halson
DE 195 39 157 A1	04/24/1997	Hymer-Leichtmetallbau
NL 1002235	08/05/1997	Dirks Ladders en Trappen

### Other Documents

PCT International Search Report dated 07/19/2004.

Applicants offer to supply any explanation or discussion of the documents which the Examiner feels is necessary or desirable and which is requested.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits.

## Serial No. 10/706,308

Respectfully submitted,

Bradley B. Jensen

Registration No. 46,801

Attorney for Applicant(s)

**TRASKBRITT** 

P.O. Box 2550

Salt Lake City, Utah 84110-2550

lly B. J

Telephone: 801-532-1922

Date: August 9, 2004

BBJ/ps:dh

Enclosures: Form PTO/SB/08

Copy of documents cited

Document in ProLaw

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE to Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A Complete if Known ATION DISCLOSURE Application Number 10/706,308 November 11, 2003 Filing Date STATEMENT BY APPLICANT First Named Inventor Moss et al. Group Art Unit 3634 (use as many sheets as necessary) Examiner Name Unknown 3052-5550.1US Sheet Attorney Docket Number

	9		U.S. PATENT D	OCUMENTS	
Examiner Initials *	Cite No.1	Document Number  Number - Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		D 248,777	08/01/1978	Spencer et al.	
_		D 309,502	07/24/1990	Wing et al.	
		RE 30,020	06/05/1979	Spencer et al.	
		2,144,440	01/17/1939	Gaffers	
		2,186,119	01/09/1940	Moen	
		3,692,143	09/19/1972	Kummerlin et al.	
		4,182,431	01/08/1980	Wing	
		4,210,224	07/01/1980	Kummerlin et al.	
-		4,371,055	02/01/1983	Ashton et al.	
		4,376,470	03/15/1983	Ashton	
		4,407,045	10/04/1983	Boothe	
		4,566,150	01/28/1986	Boothe	
		4,697,305	10/06/1987	Boothe	
		4,974,701	12/04/1990	Parise	
		5,002,153	03/26/1991	Yuen	
		5,279,387	01/18/1994	Swinderski et al.	
		5,359,812	11/01/1994	Mayfield	•
		5,366,051	11/22/1994	Bartnicki et al.	
		5,419,084	05/30/1995	Sankey et al.	
		5,515,942	05/14/1996	Woodfield	
		5,954,157	09/21/1999	Grimes et al.	

Examiner Cite	Cite Foreign Patent Document		Name of Patentee or Applicant of Cited	Pages, Columns, Lines,		
Initials*	No.1	Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Document Document	Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		EP 0 324 885 A1	07/26/1989	Yuen, Halson		
		DE 195 39 157 A1	04/24/1997	Hymer-Leichtmetallbau		yes
		NL 1002235	08/05/1997	Dirks Ladders en Trappen		yes

Examiner Signature	Date Considered	]

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

<sup>&</sup>lt;sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute	for form 1449A/PTO			Complete if Known	
INFO	<b>DRMATION</b>	DISCLOSURE	Application Number	10/706,308	_
		Y APPLICANT	Filing Date	November 11, 2003	
D171		THE DICINIT	First Named Inventor	Moss et al.	
			Group Art Unit	3634	
	(use as many shee	ts as necessary)	Examiner Name	Unknown	
Sheet	2	of 3	Attorney Docket Number	3052-5550 1115	

			U.S. PATENT D	OCUMENTS	
Examiner Initials *	Cite No. <sup>1</sup>	Number - Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		5,966,777	10/19/1999	Jantschek	
_		6,141,909	11/07/2000	Hanson	
		6,220,389 B1	04/24/2001	Krause	
		6,269,909 B1	08/07/2001	Grimes et al.	
		6,298,605 B1	10/09/2001	Delefosse et al.	
_		2003/0188923 A1	10/09/2003	Moss	
	<u> </u>				
	ļ				
	<u> </u>				
	ļ				
	ļ				
	ļ				
	ļ				
	ļ				
	<del>                                     </del>			<del> </del>	
	ļ			<del> </del>	
	ļ				
	<b></b>				
	1				•

		FOREIGN P	ATENT DOCU	MENTS		
Examiner Cite	Foreign Patent Document		Name of Patentee or	Pages, Columns, Lines,		
Initials*	No.1	Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
<del></del>						
	<u> </u>					
	1	·			1	

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449A/PTO	· ·	Complete if Known
THEODY A MICH DICCI OCUDE	Application Number	10/706,308
INFORMATION DISCLOSURE	Filing Date	November 11, 2003
STATEMENT BY APPLICANT	First Named Inventor	Moss et al.
•	Group Art Unit	3634
(use as many sheets as necessary)	Examiner Name	Unknown
Sheet 3 of 3	Attorney Docket Number	3052-5550 IUS

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
		PCT International Search Report dated 07/19/2004.	
	-		

Examiner	Date	
Signature	Considered	

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.